

UNITED STATES BANKRUPTCY COURT  
WESTERN DISTRICT OF NORTH CAROLINA  
CHARLOTTE DIVISION

IN RE:	)		
<b>ZY ENTERPRISES, INC</b>		Debtor	)) )
CASE #			<b>03-31904</b>

Chapter 7

**PETITION FOR DISBURSEMENT OF UNCLAIMED FUNDS**

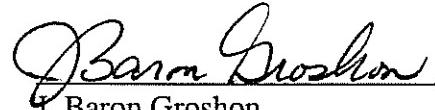
Pursuant to 28 U.S.C. § 2042, the undersigned counsel for JM Partners LLC hereby requests that the Court enter an order directing the Clerk of Court to disburse **\$ 2164.90** from the Court's account to the order of **JM Partners LLC as Assignee of Robert J. Schaffer** ("Creditor"). In support of this Petition, the undersigned shows the Court as follows:

- 1) This Court entered a certain "Order to Deposit Funds with the Court" authorizing the Trustee in Bankruptcy for the Debtor to deposit certain unclaimed dividends from this case, including the account held for the Creditor.
- 2) Creditor did not receive notice that the Trustee has been unable to deliver such funds to Creditor, which was caused by Creditor's change of address.
- 3) Creditor's rights to such funds arise from Creditor's allowed claim in the above-captioned bankruptcy case.

**WHEREFORE**, Creditor respectfully requests that the Court enter an Order pursuant to 28 U.S.C. § 2042 directing the Clerk to make payment in the amount of **\$ 2164.90** to **JM Partners LLC, Assignee of Robert J. Schaffer** and the Court grants Creditor such other relief as to the Court seems just and proper.

Respectfully submitted this 31<sup>st</sup> day of August, 2010.

**J. BARON GROSHON, P.A.**  
Attorneys for JM Partners LLC

  
J. Baron Groshon  
NC State Bar # 12417  
417 East Boulevard Ste 203  
Charlotte, NC 28203  
Phone (704) 342-3328

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**NOTICE OF HEARING**

**TAKE NOTICE** that the undersigned attorney, acting on behalf of JM Partners LLC as Assignee of Robert J. Schaffer has filed a Petition for Disbursement of Unclaimed Funds and a draft Order to Disburse Funds to JM Partners LLC as Assignee of Robert J. Schaffer. A copy of the Petition accompanies this Notice.

**TAKE FURTHER NOTICE** that your rights may be affected. You should read these papers carefully and discuss them with your attorney, if you have one in this case. If you do not have an attorney, you may wish to consult one. If you do not want the Court to grant the relief requested in this application, or if you want the Court to consider your views on this Petition, then within **eighteen (18) days** after the date of this notice as set forth below you or your attorney must file with the Court a response to the application at:

United States Bankruptcy Court  
ATTN: Clerk of the Court  
PO Box 34189  
Charlotte, NC 28234-4189

**TAKE FURTHER NOTICE** that if you mail you response to the Court for filing, you must mail it early enough so that the Court will receive it on or before the due date stated above. You must also mail a copy of your response to the application to:

J. Baron Groshon, Attorney for Petitioner  
417 East Boulevard Ste 203  
Charlotte, NC 28203

**TAKE FURTHER NOTICE** that regardless of whether you or your attorney file a response to the Petition, a hearing will be held in the United States Bankruptcy Court for the Western District of North Carolina on 9/30/10 at 9:30 AM PM at which time the Court will hear the subject Petition. All interested parties should be present in the Court for this hearing. The location of the hearing is:

United States Bankruptcy Court  
Courtroom 122  
The Charles R. Jonas Federal Building

Respectfully submitted this 31<sup>ST</sup> day of August, 2010.

**J. BARON GROSHON, P.A.**  
Attorneys for JM Partners LLC



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**CERTIFICATE OF SERVICE**

I hereby certify that on August 31, 2010, a true and complete copy of the PETITION FOR DISBURSEMENT OF UNCLAIMED FUNDS, the NOTICE OF HEARING, and the proposed ORDER DIRECTING PAYMENT OF UNCLAIMED FUNDS were served via first class, postage prepaid, United States mail on the parties listed below:

United States Attorney  
227 West Trade Street, Ste 1700  
Charlotte, NC 28202

United States Bankruptcy Administrator  
402 West Trade Street, RM 111  
Charlotte, NC 28202

Respectfully submitted this 31<sup>st</sup> day of August, 2010.

**J. BARON GROSHON, P.A.**  
Attorneys for JM Partners LLC

  
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NC State Bar # 12417  
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